



DIVISION FIVE (Continued)

B163017 Scoey Mitchill (Not for Publication)  
v.  
Lanark Properties, Ltd., et al.

The order denying Mitchill's motion for restoration of property and ordering recovery of proceeds of execution sale is affirmed. The parties shall bear their own costs on appeal.

Mosk, J.

We concur: Turner, P.J.  
Armstrong, J.

B160884 People (Not for Publication)  
v.  
Anthony Barre

The matter is remanded to allow the trial court to exercise its discretion regarding the three one-year enhancements pursuant to Penal Code section 667.5, subdivision (b). Following the issuance of the remittitur, the clerk of the superior court is directed to prepare and deliver to the Department of Corrections an amended abstract of judgment which accurately sets forth: the two three-year enhancements pursuant to Health and Safety Code section 11370.2, subdivision (a); the presentence credits of 684 days which includes 228 days of conduct credit; and the \$50 penalty assessment pursuant to Penal Code section 1464, subdivision (a). In all other respects, the judgment is affirmed.

Turner, P.J.

I concur: Grignon, J.  
I concur: Mosk, J. (opinion)

B160005 People (Not for Publication)  
v.  
Daniel Lewis

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.  
Grignon, J.



DIVISION SIX

B161552     Budgery, et al.  
              v.  
              Lorillard Tobacco Co., et al.

Filed order denying petition for rehearing.

DIVISION SEVEN

B158894     Weinberg, et al.                     (Not for Publication)  
              v.  
              Safeco Insurance Company of America

The order granting respondents' motion to tax costs (i.e., appellant's request for expert fees) in case number BC237804 is affirmed. The judgment confirming the arbitration award against appellant and awarding costs and prejudgment interest to respondents and the order denying the motion to tax costs in case number BC266899 are reversed. Each party to bear its own costs on appeal

Woods, J.

We concur:   Perluss, P.J.  
                  Johnson, J.